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TO:

Commissioner for Patents

FROM:

Jay G. Kolman, Esq.

**DATE:** January 27, 2005

RE:

SN 10/051,220 Response to Advisory Action

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703-872-9306

**MESSAGE/COMMENTS:** 

Re: SN 10/051,220, filed 01/18/02

Transmittal of Response to Advisory Action

|   |                                |           | ı   | J.S. Patent an  |                |           | PTO/\$8/21 (09-04)<br>se through 07/31/2006, OMB 0651-0031<br>a; U.S. DEPARTMENT OF COMMERCE |
|---|--------------------------------|-----------|---|-----------------|----------------|-----------|--|
| Under the P   | abehvork Reduction Act of 1995 | no person | Application Number  | a corection of  | ADMINISTRA     | on unless | a; U.S. DEPARTMENT OF COMMERCE<br>it displays a valid OMB control number.                    |
| TRANSMITTAL   |                                |           | Filing Date   |                 | 10/051,220     |           |  |
|   |                                |           | First Named Inventor  |                 | 01/M8/2002     |           |  |
| FORM  |                                |           | Art Unit  | <del></del>     | KANIOS, et al. |           |  |
|   |                                |           | Examiner Name   | 3728            | 3728           |           |  |
| (to be used for all correspondence after Initial filing)  |                                | <u>l</u>  |   | Jimmy G. Foster |                |           |  |
| Total Number of Pages in This Submission 6  |                                | 6         | Attorney Docket Numb  | er NOPH/        | NOPH/120/JGK   |           |  |
| ENCLOSURES (Check all that apply)   |                                |           |   |                 |                |           |  |
| Fee Tran  | nsmittal Form                  |           | Drawing(s)  |                 |                | Afte      | Allowance Communication to TC  |
| F   | ee Attached                    |           | Licensing-related Papers  |                 |                |           | eal Communication to Board  Opeals and Interferences   |
| - / viicidilierib/tepiy   |                                |           | Petition  | ··   L          |                |           | eal Communication to TC<br>eal Notice, Brief, Reply Brief)                                   |
|   |                                |           | retition to Convert to a<br>Provisional Application<br>Ower of Attorney, Revocation<br>Change of Correspondence Address |                 |                |           | rietary Information  |
|   |                                |           |   |                 |                |           | ıs Letter  |
| Extension of Time Request   |                                |           | erminal Disclaimer  |                 |                |           | FEndosure(s) (please Identify  |
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| Express Abandonment Request Request for Refund  |                                |           |   |                 |                |           |  |
| Information Disclosure Statement CD, Number of CD(s)  |                                |           |   |                 |                |           |  |
| Landscape Table on CD   |                                |           |   |                 |                |           |  |
| Certified Copy of Priority Rem  |                                |           | ks  |                 |                |           |  |
| Reply to Missing Parts/   |                                |           |   |                 |                |           |  |
| Incomplete Application Reply to Missing Parts   |                                |           |   |                 |                |           |  |
| under 37 CFR 1.52 or 1.53   |                                |           |   |                 |                |           |  |
|   |                                |           |   |                 |                |           |  |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  |                                |           |   |                 |                |           |  |
| Firm Name   |                                |           |   |                 |                |           |  |
| Noven Pharmaceuticals, Inc. Signature   |                                |           |   |                 |                |           |  |
| Printed pame  |                                |           |   |                 |                |           |  |
| Data  | Jay G. Kothen                  |           |   |                 |                |           |  |
| Date  | 01/27/2005                     |           |   | Reg. No.        | 43,72          | 7         |  |
|   |                                |           |   |                 |                |           |  |
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| Signature Joy & Wilman  |                                |           |   |                 |                |           |  |
| Typed or printed name Jay G. Kolman   |                                |           |   |                 |                | Date      | 01/27/2005   |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPYO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPYO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of

Atty. Ref: NOPH/120/JGK

David KANIOS, et al.

Group Art Unit: 3728

Serial No.: 10/051,220

Examiner: Jimmy G. Foster

Filed: January 18, 2002

For:

PACKAGING SYSTEM FOR TRANSDERMAL

DRUG DELIVERY SYSTEMS

## **RESPONSE TO ADVISORY ACTION**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Advisory Action mailed January 21, 2005 in the above-identified application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.